

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

VINCENT R. PALOMINO, III,

Plaintiff,

No. C 14-2745 EDL (PR)

v.

ORDER OF DISMISSAL

MONTEREY COUNTY JAIL, et. al.,

Defendants.

Plaintiff, a detainee at Monterey County Jail, filed a *pro se* civil rights complaint under 42 U.S.C. § 1983.¹ On September 15, 2014, the court mailed a copy of the case docket sheet to plaintiff per plaintiff's request. On October 6, 2014, the mail sent to plaintiff was returned as undeliverable because plaintiff was no longer in custody. (Docket No. 9.) As of the date of this order, plaintiff has not updated his address with the court or submitted any further pleadings in this case.

Pursuant to Northern District Civil Local Rule 3-11, a party proceeding *pro se* whose address changes while an action is pending must promptly file a notice of change of address specifying the new address. See Civil L.R. 3-11(a). The court may, without prejudice, dismiss a complaint when: (1) mail directed to the *pro se* party by the court has been returned to the court as not deliverable, and (2) the court fails to receive within sixty days of this return a written communication from the *pro se* party indicating a current address. See Civil L.R. 3-11(b). More than sixty days have now passed since the mail sent to plaintiff by the court was returned as undeliverable. The court has not received a notice from plaintiff of a new address.

¹ On July 1, 2014, plaintiff consented to magistrate judge jurisdiction.

Accordingly, the instant complaint is DISMISSED without prejudice. The clerk of the court shall terminate all pending motions, enter judgment, and close the file.

IT IS SO ORDERED.

Dated: December 16, 2014.



ELIZABETH D. LAPORTE
United States Chief Magistrate Judge

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